



NORFOLK COUNTY AGRICULTURAL HIGH SCHOOL

The County of Presidents

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MICHAEL E. MCFARLAND, BUSINESS MANAGER, EXT 223

FCC, Office of the Secretary
445 12th Street SW
Washington, DC 20554

December 6, 2004

Re: CC Docket No.: 02-6
Applicant Name: Norfolk County Agricultural High School
Billed Entity Number: 1570
Form 471 Application Number: 390006
Funding Request Number: 1069081

This letter is filed as an appeal to the Administrator's Decision on Appeal dated, October 11, 2004. (copy attached) The basis for denial in funding was that the District Technology Plan was approved only until December 31, 2004 and the request for funding was through a period ending June 30, 2005.

Please find enclosed a letter from Commissioner David P. Driscoll, Massachusetts Commissioner of Education that gives the approval of the District Technology Plan through June 30, 2006. We have been working with the Massachusetts Department of Education to resolve this matter as quickly as possible. As the reason for denial no longer exists, I ask that the funding for Funding Request Number: 1069081 be restored. Thank you for your attention to this matter and I await your decision.

Sincerely yours,

Michael E. McFarland

Michael E. McFarland

Business Manager

Norfolk County Agricultural High School

Email: mmcfarland@norfolkaggie.org

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List ABCDE

Cc: Angela L. Avery, Ed.D., Superintendent/Director
Evelynne Edgerly, Director of Technology

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A service of Norfolk County-Regional Government representing twenty-eight communities of: Avon, Bellingham, Braintree, Brookline, Canton, Cohasset, Dedham, Dover, Foxborough, Franklin, Holbrook, Medfield, Medway, Millis, Milton, Needham, Norfolk, Norwood, Plainville, Quincy, Randolph, Sharon, Sloughton, Walpole, Wellesley, Westwood, Weymouth, Wrentham



Universal Service Administrative Company
Schools & Libraries Division

Administrator's Decision on Appeal
Funding Year 2004-2005

October 11, 2004

Michael E. McFarland
Norfolk County Agricultural High School
400 Main Street
Walpole, MA 02081

RECEIVED & INSPECTED

DEC 8 - 2004

FCC - MAILROOM

Re: Applicant Name: Norfolk County Agricultural High School
 Billed Entity Number: 1570
 Form 471 Application Number: 390006
 Funding Request Number(s): 1069081
 Your Correspondence Dated: June 9, 2004

After thorough review and investigation of all relevant facts, the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (USAC) has made its decision in regard to your appeal of SLD's Year 2004 Funding Commitment Decision for the Application Number indicated above. This letter explains the basis of SLD's decision. The date of this letter begins the 60-day time period for appealing this decision to the Federal Communications Commission (FCC). If your letter of appeal included more than one Application Number, please note that for each application for which an appeal is submitted, a separate letter is sent.

Funding Request Number: 1069081
Decision on Appeal: **Denied in full**
Explanation:

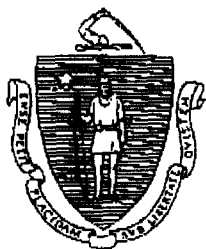
- On appeal you are seeking reversal of SLD's decision to change the contract expiration date for this request to December 31, 2004. Your letter states that this is bundled Internet Access service from Merrimack Education Center that has been fully funded for the last three years. You have provided a copy of the tech plan to SLD upon request and have included a copy of the approval letter with your appeal.
- After a thorough review of the appeal and all relevant documentation it was determined that SLD correctly changed the contract end date of this request to agree with the expiration date of the provided approved technology plan. The approval letter indicates that the plan is approved through December of 2004. Consequently, the appeal is denied.

- FCC rules require that Form 471 applications for discounts must be supported by an approved technology plan. Your Form 471 requested funding for products and/or services other than basic local and long distance telephone service. FCC rules require applicants to certify that the entities receiving products and/or services other than basic telephone service are covered by an individual and/or higher-level technology plan that supports their funding request. See 47 C.F.R. § 54.504(b)(2)(vii); Schools and Libraries Universal Service, Services Ordered and Certification Form, OMB 3060-0806 Block 6, item 26, 27 (*FCC Form 471*). Funding Year 2004, the period for which you requested funding in your Form 471, runs from July 1, 2004 to June 30, 2005. The technology plan that you submitted is approved through December of 2004, which does not coincide with the products and services for which you are seeking support on your Form 471 application. On your Form 471, you certified that the recipients of products and/or service were covered by an individual and/or higher-level technology plan and that the technology plan had been approved or was in the process of being approved. Since you failed to provide a copy of a technology plan that supports your Form 471 funding request, SLD correctly reduced funding to correspond with the expiration of your technology plan.

If your appeal has been approved, but funding has been reduced or denied, you may appeal these decisions to either the SLD or the Federal Communications Commission (FCC). For appeals that have been denied in full, partially approved, dismissed, or cancelled, you may file an appeal with the FCC. You should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. Your appeal must be received or postmarked within 60 days of the date on this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554. Further information and options for filing an appeal directly with the FCC can be found in the "Appeals Procedure" posted in the Reference Area of the SLD web site or by contacting the Client Service Bureau. We strongly recommend that you use the electronic filing options.

We thank you for your continued support, patience, and cooperation during the appeal process.

Schools and Libraries Division
Universal Service Administrative Company



The Commonwealth of Massachusetts Department of Education

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David P. Driscoll
Commissioner of Education

MEMORANDUM

TO: Angela Avery, Superintendent

FROM: David P. Driscoll, Commissioner of Education

SUBJECT: Approval of Norfolk County Agricultural HS Technology Plan Implementation Data

DATE: December 2004

Thank you for submitting the electronic data forms describing the implementation of your long-range local technology plan. I am pleased to inform you that based on your progress the Norfolk County Agricultural High School Technology Plan is approved through June 30, 2006.

I appreciate your district's commitment to using technology to improve teaching, learning, and administration. The information you provided shows you have made progress toward the recommended "Local Technology Plan Guidelines" (http://www.doe.mass.edu/cdtech/tplanguide04_07.html). We will continue to work with you in the implementation of your technology plan so that you will remain eligible for E-rate discounts and state and federal technology grants.

If you have questions about your technology plan, Baiba Ozols, Instructional Technology Specialist, will be pleased to assist you. You can contact her at bozols@doe.mass.edu.

Copy: Evelynne Edgerly, Technology Director